

Peter C. Kaiteris, Esq.

Attorney at Law

427 West Main Street, Suite 1

Patchogue, New York 11772

(631) 419-6919

Fax: (631) 419-6920

Pete@kaiterislaw.com

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ JUN 20 2013 ★

LONG ISLAND OFFICE

June 14, 2013

By Facsimile & Mail

JUDGE JOSEPH F. BIANCO

United States District Court

Eastern District of New York

100 Federal Plaza

Central Islip, NY 11722

Re: Lin v. Fischer, et al
Docket No.: 5603/2012

Dear Judge Bianco:

I am counsel to plaintiff in the above-referenced matter.

Due to issues with locating and serving several of the defendants in the above-referenced matter, it is respectfully requested that same be voluntarily discontinued, without prejudice and pursuant to FRCP 41(a). It is plaintiff's intention to file a second summons and complaint within sixty to ninety days.

If there is any problem with this request or the Court needs any additional information, please feel free to call. I thank the Court for its time and consideration herein and in the event this application is granted, it is respectfully requested that this correspondence be "so ordered."

Respectfully submitted,



Peter C. Kaiteris (PK 1880)

PCK/ar

*Plaintiff has voluntarily discontinued
the action, under Rule 41(a)(1)(A)(i)
of the Federal Rules of Civil
Procedure, without prejudice.
The clerk of the court shall close
the case.*

~~Joseph F. Bianco~~
s/ Joseph F. Bianco

~~Joseph F. Bianco~~
USDC

Date: June 20 20 13
Central Islip, N.Y.